

A. Case-by-Case Approval

An implementing agency may request ARB approval of a project that varies from the school bus replacement or retrofit eligibility requirements of these Guidelines on a case-by-case basis. ARB may approve such projects if it significantly reduces school children's exposure to cancer causing and smog forming pollutants and will not adversely impact the achievement of the goals of the Lower-Emission School Bus program, would not significantly reduce program transparency, and is not prohibited by statute.

- Case-by-case approvals must be made by the ARB's Executive Officer or his delegate in writing.
- Implementing agencies receiving case-by-case approval for projects must keep written approval from ARB in the project file, which must be readily available to ARB and/or Department of Finance audit staff.
- Approval for case-by-case projects must be received prior to contract execution.
- ARB shall respond to an implementing agency for case-by-case approval within two weeks of the request with an approval, disapproval, conditional approval, or request for additional information.
- Case-by-case approval will not affect the total amount of an air district's allocation of funds under the program or compliance with the provisions of the Lower-Emission School Bus Program Guidelines except those specified in the approval.